

OC220413

17 June 2021

[REDACTED]  
[REDACTED]  
[REDACTED]

Tēnā koe [REDACTED]

I refer to your email dated 19 May 2021, requesting the following under the Official Information Act 1982 (the Act):

*“Please provide the information referred to by the Minister in the email below, including a copy of the letter from City Rail Link to the Minister on 17 February 2022. ... Briefings that include information on project costs and schedule sent to me this year include: OC220073 City Rail Link Limited Performance Update to 31 December 2021 (17 February 2022), OC220068 Meeting with City Rail Link Limited Chair and Chief Executive (17 February 2022), OC220097 City Rail Link – additional update (24 February 2022), and OC220273 Meeting with City Rail Link Limited Chair and Chief Executive (27 April 2022). City Rail Link Limited sent me a letter on 17 February 2022; however, the title and contents cannot be provided at this time as it is commercially sensitive.”*

Five documents fall within the scope of your request and are detailed in the document schedule attached as Annex 1. The schedule outlines how the documents you requested have been treated under the Act.

Certain information and documents are withheld under the following sections of the Act:

- |             |   |
|-------------|---|
| 9(2)(a)     | to protect the privacy of natural persons   |
| 9(2)(b)(ii) | to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information  |
| 9(2)(ba)(i) | to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied |
| 9(2)(f)(iv) | to maintain the constitutional conventions for the time being which protect the confidentiality of advice tendered by Ministers of the Crown and officials  |

- 9(2)(i) to enable a Minister of the Crown or any public service agency or organisation holding the information to carry out, without prejudice or disadvantage, commercial activities
- 9(2)(j) to enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).

With regard to the information that has been withheld under section 9 of the Act, I am satisfied that the reasons for withholding the information at this time are not outweighed by public interest considerations that would make it desirable to make the information available.

Please note that some information contained in Document 1 “OC210791 T2021/2739 City Rail Link performance update to 31 December 2021” and Document 5 “OC220273 Meeting with City Rail Link Limited Chair and Chief Executive” will now be out of date. Those briefings are dated 17 February 2021 and 27 April 2022 respectively, and there have since been additional payments from the Targeted Hardship Fund (the Fund). The total amount paid to businesses from the Fund as at 3 June 2022 was \$1,524,588.

You have the right to seek an investigation and review of this response by the Ombudsman, in accordance with section 28(3) of the Act. The relevant details can be found on the Ombudsman’s website [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz)

The Ministry publishes our Official Information Act responses and the information contained in our reply to you may be published on the Ministry website. Before publishing we will remove any personal or identifiable information.

Nāku noa, nā



Fleur D'Souza  
**Manager, Programme Assurance and Commercial**

## Annex 1 - Document Schedule

| <b>Doc#</b> | <b>Date</b>      | <b>Document</b>  | <b>Decision on release</b>   |
|-------------|------------------|--|--|
| 1           | 17 February 2022 | OC220073 T2021/2739<br>City Rail Link Limited<br>Performance Update to 31<br>December 2021 | Partial release with some<br>material withheld under sections<br>9(2)(a), 9(2)(b)(ii),<br>9(2)(ba)(i), 9(2)(f)(iv), 9(2)(i) and<br>9(2)(j) of the Act. |
| 2           | 17 February 2022 | OC220068 Meeting with<br>City Rail Link Limited Chair<br>and Chief Executive               | Partial release with some<br>information withheld under<br>sections 9(2)(a), s9(2)(b)(ii), and<br>9(2)(ba)(i) of the Act.                              |
| 3           | 24 February 2022 | OC220097 City Rail Link –<br>additional update   | Withheld in full under sections<br>9(2)(b)(ii) and s9(2)(j) of the Act.  |
| 4           | 17 February 2022 | Attachment to OC220097 –<br>Letter   | Withheld in full under sections<br>9(2)(b)(ii) and s9(2)(j) of the Act.  |
| 5           | 27 April 2022    | OC220273 Meeting with<br>City Rail Link Limited Chair<br>and Chief Executive               | Partial release with some<br>material withheld under sections<br>9(2)(a), 9(2)(b)(ii),<br>9(2)(ba)(i), 9(2)(f)(iv), 9(2)(i) and<br>9(2)(j) of the Act. |

# EXTRACT - OC220073

17 February 2022

OC220073  
T2022/251

**Hon Michael Wood  
Minister of Transport**

**Action required by:**  
Wednesday, 23 February 2022

**Hon Grant Robertson  
Minister of Finance**

## **CITY RAIL LINK LIMITED PERFORMANCE UPDATE TO 31 DECEMBER 2021 (OIA EXTRACT)**

### **Purpose**

The purpose of this briefing is to provide a performance update on the City Rail Link (CRL) project.

### **Key Points**

- Updates on the Targeted Hardship Fund and health and safety are provided in **Appendix One and Appendix Two**.

## **CITY RAIL LINK LIMITED PERFORMANCE UPDATE TO 31 DECEMBER 2021**

*Next steps*

...

25. The Link Alliance is making good progress at sites and there have been several very positive achievements of late, including:

- the breakthrough of the Tunnel Boring Machine at Aotea Station on 22 December 2021
- The Aotea site connected through to the end of the existing C2 tunnel in early December 2021
- The re-routing of the 'Huia 2' watermain was successfully achieved within target dates
- The progress achieved with both mined station caverns at the Karangahape Station has been better than planned despite the Link Alliance having to

*The remainder of this briefing is withheld under Sections 9(2)(a), 9(2)(b)(ii), 9(2)(ba)(i), 9(2)(f)(iv), 9(2)(i), 9(2)(j) of the Official Information Act 1982*

resolve complex ground conditions that were not picked up in the borehole investigations

- The recent Christmas 'Block of Line' went well, with key works completed and the potential for several months of delay mitigated. We note that there was a huge amount of co-operation and planning between KiwiRail, Auckland Transport and CRL to achieve this.

### **The draft Programme Business Case for the CRL Development Opportunities Programme has been provided**

29. The Joint Board Committee (Eke Panuku and Kāinga Ora) has provided a draft Programme Business Case to Sponsors' officials on 29 November 2021.
30. We expect to provide you advice in March 2022 on the draft Programme Business Case following consultation with the Ministry of Housing and Urban Development, Auckland Council, Eke Panuku and Kāinga Ora.

### **Additional updates are provided in the appendices**

31. An update on the progress of the Targeted Hardship Fund (THF) is provided in Appendix One. Sponsors' officials do not propose amending the Sponsors' guidelines at this time.
32. We intend to review the THF later this year with the latest available information on the payments to businesses, the project's schedule, and feedback from affected businesses and the Heart of the City.
33. An update on health and safety is provided in **Appendix Two**, ....

## **APPENDIX ONE: UPDATE ON THE TARGETED HARDSHIP FUND**

### **Applications to the C3 Targeted Hardship Fund (THF)**

As at 31 January 2022, CRL has received 118 applications (including applications for Advance Interim Payments as well as to the full THF once set up). Of these, 51 applications were accepted, and businesses have received payments totalling \$499,149.77(GST exclusive) from the THF.

*Number of THF applications, by status, as at 31 January 2022*

| <b>Application status</b> | <b>Number of applications</b> |
|---------------------------|-------------------------------|
| Accepted                  | 51                            |
| Declined                  | 43                            |
| Processing                | 24                            |
| <b>Total</b>              | <b>118</b>                    |

*The remainder of this briefing is withheld under Sections 9(2)(a), 9(2)(b)(ii), 9(2)(ba)(i), 9(2)(f)(iv), 9(2)(i), 9(2)(j) of the Official Information Act 1982*

There were 43 declined Targeted Hardship Fund applications, including Advance Interim Payment applications:

- 34 of these were declined due to being outside of the C3 Affected Area, as per Sponsors' guidelines
- the remaining nine applications were declined due to starting operations in the area after C3 works commenced (October 2019) or not providing sufficient evidence of financial hardship relating to the C3 construction activity.

There were 24 applications being processed, of which 16 were awaiting further documentation from the applicant.

Please note that this information will now be out of date.  
The total amount paid to businesses from the Fund as at 3 June 2022 was \$1,524,588.

### **The review of the THF will be undertaken in late 2022**

The THF's progress will be monitored by Sponsors' officials and it will be reviewed later this year to consider the next steps. That review will consider the latest available information on the payments to businesses, the project's schedule, and feedback from affected businesses and the Heart of the City.

We note that one of the guidelines from Sponsors for the THF is now obsolete:–

*If a business is receiving the COVID-19 Wage Subsidy (or other targeted Government financial support for a COVID-19 Alert Level 3 or 4 event), it should not be eligible for financial assistance from the Fund for the same time period.*

Sponsors' officials do not propose amending the Sponsors' guidelines at this time to incorporate the red and orange settings of the COVID-19 Protection Framework. As such, businesses are able to receive payments at the same time as receiving other support from the various COVID-19 financial support schemes available to businesses. The review of the THF later this year will include consideration of the Sponsors' guidelines if the THF is extended through to the end of the CRL project.

### **APPENDIX TWO: UPDATE ON HEALTH AND SAFETY**

*The remainder of this briefing is withheld under Sections 9(2)(a), 9(2)(b)(ii), 9(2)(ba)(i), 9(2)(f)(iv), 9(2)(i), 9(2)(j) of the Official Information Act 1982*

MEETING BRIEFING

17 February 2022

OC220068

**Hon Michael Wood**  
**Minister of Transport**

**MEETING WITH CITY RAIL LINK LIMITED CHAIR AND CHIEF EXECUTIVE - 23 FEBRUARY 2022**

**Snapshot**

You will be meeting with City Rail Link Limited's (CRL's) Chair and Chief Executive on 23 February 2022. To support you in your meeting, we have provided some suggested talking points.

|                            |   |
|----------------------------|---|
| <b>Time and date</b>       | <b>4.30pm, 23 February 2022</b>   |
| <b>Venue</b>               | <b>Zoom</b>   |
| <b>Attendees</b>           | Sir Brian Roche, Chair of the CRL Board<br>Dr Sean Sweeney, Chief Executive of CRL  |
| <b>Officials attending</b> | Allan Prangnell, Deputy Chief Executive (Acting), System Performance and Governance<br>Sarah Allen, Principal Adviser, Programme Assurance and Commercial         |
| <b>Agenda</b>              | Item 1: Update on CRL's budget and schedule<br>Item 2: Targeted Hardship Fund<br>Item 3: Workforce update (especially regarding health and safety)<br>Item 4: AOB |
| <b>Talking points</b>      | Included within the briefing.   |

**Contacts**

| Name  | Telephone | First contact |
|---|-----------|---------------|
| Sarah Allen, Principal Adviser, Programme Assurance and Commercial                  | s 9(2)(a) | ✓             |
| Fleur D'Souza, Manager, Programme Assurance and Commercial                          | s 9(2)(a) |               |
| Allan Prangnell, Deputy Chief Executive (Acting), System Performance and Governance | s 9(2)(a) |               |

## MEETING WITH CITY RAIL LINK LIMITED CHAIR AND CHIEF EXECUTIVE - 23 FEBRUARY 2022

### Background

- 1 Your last meeting with the CRL Chair and Chief Executive was 1 November 2021. Topics discussed included:
  - the CRL project budget and schedule
  - project risks, including the impact of COVID-19
  - s 9(2)(b)(ii), s 9(2)(ba)(i)
  - health and safety.

### Agenda

- 2 The agenda for this meeting follows a similar structure to prior meetings:
  - Item 1: Update on CRL's budget and schedule
  - Item 2: Targeted Hardship Fund
  - Item 3: Workforce update (especially regarding health and safety)
  - Item 4: AOB.
- 3 Urban development has not been included on the agenda for this meeting as a separate update on the CRL development opportunities programme will be provided by the Ministry (expected to be in early March 2022, following discussions with the Treasury and Ministry of Housing and Urban Development).

### Item 1: Update on CRL budget and schedule

- 4 Please refer to OC220073 City Rail Link performance update to 31 December 2021 for updates on each of the agenda items.

#### Suggested speaking points:

s 9(2)(b)(ii), s 9(2)(ba)(i)

s 9(2)(b)(ii), s 9(2)(ba)(i)

s 9(2)(ba)(i), s 9(2)(b)(ii)

s 9(2)(b)(ii)



## Item 2: Targeted Hardship Fund (the Fund)

### Suggested speaking points:

- How much has been paid to businesses from the Fund so far? How can any other businesses that are likely eligible be further encouraged to apply?
- Of the applications that have been declined, what are the reasons for this?

## Item 3: Workforce update (health and safety)

### Suggested speaking points:

- What is the impact to construction sites so far from the Omicron outbreak?

■ s 9(2)(ba)(i)

# EXTRACT - OC220273

## MEETING BRIEFING

21 April 2022

OC220273

Hon Michael Wood  
Minister of Transport

## MEETING WITH CITY RAIL LINK LIMITED CHAIR AND CHIEF EXECUTIVE - 27 APRIL 2022

### (OIA EXTRACT)

#### Snapshot

You will be meeting with City Rail Link Limited's (CRL's) Chair and Chief Executive on 27 April 2022. To support you in your meeting, we have provided some suggested talking points.

|                            |   |
|----------------------------|---|
| <b>Time and date</b>       | 1:30 – 2:00 pm, 27 April 2022   |
| <b>Venue</b>               | EW 4.1 (or Zoom)  |
| <b>Attendees</b>           | Sir Brian Roche, Chair of the CRL Board<br>Dr Sean Sweeney, Chief Executive of CRL  |
| <b>Officials attending</b> | Fleur D'Souza, Manager, Programme Assurance and Commercial<br>Sarah Allen, Principal Adviser, Programme Assurance and Commercial  |
| <b>Agenda</b>              | Item 1: Update on the City Rail Link budget and schedule<br>Item 2: Urban development<br>Item 3: Targeted Hardship Fund<br>Item 4: Workforce update (especially regarding health and safety)<br>Item 5: AOB |
| <b>Talking points</b>      | Included within the briefing.   |

#### Contacts

| Name  | Telephone | First contact |
|---|-----------|---------------|
| Sarah Allen, Principal Adviser, Programme Assurance and Commercial                  | ...       | ✓             |
| Fleur D'Souza, Manager, Programme Assurance and Commercial                          | ...       |               |
| Allan Prangnell, Deputy Chief Executive (Acting), System Performance and Governance | ...       |               |

*The remainder of this briefing is withheld under Sections 9(2)(a), 9(2)(b)(ii), 9(2)(ba)(i), 9(2)(f)(iv), 9(2)(i), 9(2)(j) of the Official Information Act 1982*

# MEETING WITH CITY RAIL LINK LIMITED CHAIR AND CHIEF EXECUTIVE - 27 APRIL 2022

## Background

- 1 Your last meeting with the CRL Chair and Chief Executive was 11 March 2022. Topics discussed included:
  - the City Rail Link (CRL) project budget and schedule
  - project risks, including the impact of COVID-19
  - health and safety.

## Agenda

- 2 The agenda for this meeting follows a similar structure to prior meetings:
  - Item 1: Update on the CRL budget and schedule
  - Item 2: Urban development
  - Item 3: Targeted Hardship Fund
  - Item 4: Workforce update (especially regarding health and safety)
  - Item 5: AOB.

### Item 1: Update on CRL budget and schedule

...

#### Suggested talking points:

....

### Item 2: Urban development

- 10 The Joint Board Committee (Eke Panuku and Kāinga Ora) provided a draft Programme Business Case for development opportunities at Mt Eden and Karangahape to Sponsors' officials on 29 November 2021.
- 13 Sponsors' officials are working with Eke Panuku and Kāinga Ora on the Programme Business Case.

### Item 3: Targeted Hardship Fund (the Fund)

- 15 As at 10 March 2022, \$834,419.40 (excluding GST) has been approved for payment to 50 businesses.

Please note that this information will now be out of date. The total amount paid to businesses from the Fund as at 3 June 2022 was \$1,524,588.

*The remainder of this briefing is withheld under Sections 9(2)(a), 9(2)(b)(ii), 9(2)(ba)(i), 9(2)(f)(iv), 9(2)(i), 9(2)(j) of the Official Information Act 1982*

- 16 CRLI has advised that more applications have now been received from businesses that had previously held off from applying.

**Suggested talking points:**

- Have most businesses that are likely eligible now submitted their applications to the Fund?

**Item 4: Workforce update (health and safety)**

- 18 CRLI also use the Health and Safety Performance Index (HSPI) to monitor health and safety performance indicators. The HSPI aggregates results from across 26 health and safety indicators, weighted based on how critical the activity is for the management of risk. The HSPI includes preventative indicators (such as the number of heavy goods vehicle safety checks and the number of drug and alcohol tests), as well as lagging indicators (such as the TRIFR, near misses, and the number of WorkSafe notifiable events).